

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

JAMES SMITH, on behalf of himself and ) NO.: 1:20-CV-02350  
all others similarly situated, and on behalf of )  
the TRIAD MANUFACTURING, INC. )  
EMPLOYEE STOCK OWNERSHIP PLAN, ) JUDGE: GUZMAN  
Plaintiffs, )  
vs. ) MAG. JUDGE: KIM  
GREATBANC TRUST COMPANY; THE )  
BOARD OF DIRECTORS OF TRIAD )  
MANUFACTURING, INC.; DAVID )  
CAITO; ROBERT HARDIE; and )  
MICHAEL McCORMICK, )  
Defendants. )

**TRIAD DEFENDANTS' NOTICE OF APPEAL**

NOTICE IS HEREBY GIVEN that pursuant to 9 U.S.C. § 16, the Board of Directors of Triad Manufacturing, Inc., David Caito, Robert Hardie, and Michael McCormick (the “Triad Defendants”) hereby appeal to the United States Court of Appeals for the Seventh Circuit from the Order Denying the Triad Defendants’ Motion to Compel Arbitration and/or Dismiss entered by the Honorable Judge Ronald A. Guzman on August 21, 2020, Docket No. 51.

Dated: September 3, 2020

Respectfully Submitted,

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Attorneys for Board of Directors of  
Triad Manufacturing, Inc., David  
Caito, Robert Hardie, and Michael  
McCormick

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on today's date, September 3, 2020, he served a copy of the foregoing ***Triad Defendants' Notice of Appeal*** on all parties via operation of the Court's CM/ECF electronic filing system and to all parties unable to receive electronic service, at the address set forth below.

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